

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION


EDGAL IRIBHOGBE, #66389509	§	
	§	
VS.	§	CIVIL NO. 4:23-CV-370-SDJ
	§	CRIMINAL NO. 4:21-CR-253(7)-SDJ
UNITED STATES OF AMERICA	§	

MEMORANDUM OPINION AND ORDER

Pro se Petitioner Edgal Iribhogbe filed a motion for leave to appeal *in forma pauperis*. (Dkt. #24). An appellant may proceed *in forma pauperis* on appeal only if he is economically eligible and presents a nonfrivolous issue. *See Carson v. Polley*, 689 F.2d 562, 586 (5th Cir. 1982). A review of the case shows that the present 28 U.S.C. § 2241 motion was dismissed without prejudice because all of Petitioner's claims are available to be raised in his pending criminal proceeding or any subsequent appeal or collateral challenge. (Dkt. ##13, 14, 15, 17). Because Petitioner has not shown that he will present a nonfrivolous issue, he has not shown that he is entitled to proceed *in forma pauperis* on appeal.

It is accordingly **ORDERED** that the motion for leave to appeal *in forma pauperis* (Dkt. #24) is **DENIED**. All motions not previously ruled on are **DENIED**. All future motions should be filed with the Clerk of the United States Court of Appeals for the Fifth Circuit.

So ORDERED and SIGNED this 10th day of January, 2025.


SEAN D. JORDAN
UNITED STATES DISTRICT JUDGE